

Practitioner's Docket No. 1118/175

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1754
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ian Hunter, Colin J.H. Brenan and Tanya S. Kanigan

Application No.: 09/850,123

Group No.: 1754

Filed: 05/07/2001

Examiner: Soderquist, A.

For: Methods for Screening Substances in a Microwell Array



**RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
1754**

**Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application. Also enclosed is a Terminal Disclaimer.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

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☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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☐ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____


Signature

Date: July 21, 2004

Samuel J. Petuchowski

(type or print name of person certifying)

** Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit Fee
Total	28	Minus	28	= 0	x \$18 =	\$0
Indep	13	Minus	13	= 0	x \$86 =	\$0
First Presentation of Multiple Dependent Claim					+ \$290 =	\$0
Total						\$0
Addit. Fee						

- * If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,
** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
*** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

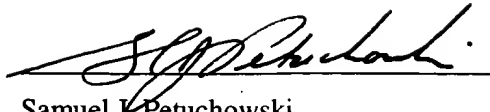
FEE

5. Please charge the Terminal Disclaimer fee of \$110.00 to Deposit Account No. 19-4972.

FEE DEFICIENCY

6. If any additional extension and/or fee is required, charge Account No. 19-4972.
If any additional fee for claims is required, charge Account No. 19-4972.

Date: July 21, 2004

A handwritten signature in black ink, appearing to read "S. J. Petuchowski", written over a horizontal line.

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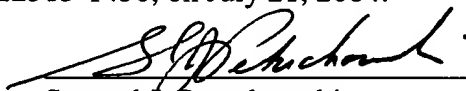


THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hunter et al. Att'y Docket: 1118/175
Serial No: 09/850,123 Art Unit: 1754
Date Filed: May 7, 2001 Examiner: Soderquist, A.
Invention: METHODS FOR SCREENING SUBSTANCES IN A MICROWELL
ARRAY

CERTIFICATE OF MAILING

I hereby certify that this document, along with any other papers referred to as being attached or enclosed, is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 21, 2004.


Samuel J. Petuchowski

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Response to Final Office Action of April 21, 2004

Dear Sir:

In response to the Office Action mailed on April 21, 2004 and made final, please amend the above application, in accordance with 37 CFR 1.116, as follows:

A requested **Amendment to the Specification** is to be found on page 2 of this paper.

A **Listing of Claims**, including requested amendments to claims 1, 17, and 25, begins on page 3 of this paper.

Remarks/Arguments begin on page 9.